



134-203952

PATENT JFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Mark Edin, Daniel Perreault and Bruce Asmus
Application No.:	10/767985
Filed:	January 29, 2004
For:	APPARATUSES FOR CRIMPING AND LOADING OF INTRALUMINAL MEDICAL DEVICES
Group Art Unit:	Not Yet Assigned

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Docket No.: S63.2B-11023-US01

TRANSMITTAL LETTER

1. In regard to the above-identified application, in addition to this 2 page transmittal letter, we are submitting the attached: **4 Page Information Disclosure Statement; 3 Page List of References and Return Postcard.**
2. With respect to fees:
 - ☒ No additional fee is required.
 - ☐ Attached is check(s) in the amount of \$
 - ☒ Charge additional fee to our Deposit Account No. 22-0350.
3. **CONDITIONAL PETITION FOR EXTENSION OF TIME**
This conditional petition is being filed along with the papers identified in Item 1 above and provides for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time or for a petition and fee for any other matter petitionable to the Commissioner as required. If any extension of time for the accompanying response is required or if a petition for any other matter is required, by petitioner, Applicant requests that this be considered a petition therefore.

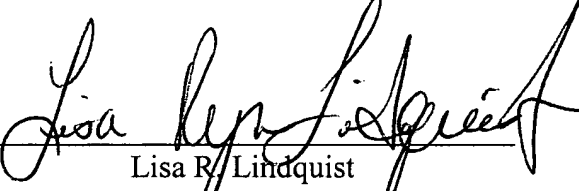
4. Notwithstanding paragraph 2 above, if any additional fees associated with this communication are required and have not otherwise been paid, including any fee associated with the Conditional Petition for Extension of Time, or any request in the accompanying papers for action which requires a fee as a petition to the Commissioner, please charge the additional fees to Deposit Account No. 22-0350. Please charge any additional fees or credit overpayment associated with this communication to the Deposit Account No. 22-0350.

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

Date: May 27, 2004

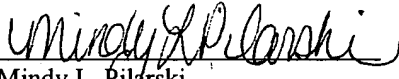
By:


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Certificate Under 37 CFR 1.8: I hereby certify that this Transmittal Letter and the paper(s) as described herein, are being deposited in the U.S. Postal Service, as FIRST CLASS MAIL, addressed to Mail Stop Amendment, Commissioner for Patent, P.O. Box 1450, Alexandria, VA 22313-1450, on May 27, 2004


Mindy L. Pilarski



PATENT

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P.O. Box 1450
Alexandria, VA 22313-1450

Docket No.: S63.2B-11023-US01

INFORMATION DISCLOSURE STATEMENT

Listed below or on an attached form listing the cited references and/or a copy of a PTO-892 form is information known to applicant(s). A copy of each listed publication, U.S. patent, foreign patent and U.S. patent application is being submitted herewith, along with a concise explanation of information in a foreign language, if any, pursuant to 37 C.F.R. §1.97-1.98, *except that* U.S. applications from which priority is claimed under 35 U.S.C. §120, and documents cited in such priority applications, may be omitted from the enclosures pursuant to 37 C.F.R. 1.98(d). Applicant's submission of copies of U.S. applications does not constitute a waiver of the confidentiality of such applications. As such, **Applicant requests that any copies of unpublished US applications submitted herewith be excluded from the file wrapper pursuant to 37 C.F.R. §1.14.**

Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the above-identified application. If the form listing the cited references or PTO-892 from a prior application is enclosed, the Examiner is requested to initial and return it in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is prior art, or is or is considered to be, material to patentability as defined in §1.56.

Applications that are listed on the accompanying form listing the cited references as related by priority are related by priority claim under 35 USC §120. Pursuant to 37 CFR §1.98(d), no copies of cited art in a previous application(s) to which priority was claimed need be submitted. Applicant is providing copies of the form listing the cited references and/or 892 forms from these cases.

 X I. This statement qualifies as a no-fee Information Disclosure Statement under 37 C.F.R. §1.97(b) or otherwise because to the knowledge of the undersigned attorney it is being filed (check all that apply):

- (1) within 3 months of the filing date of the application (other than a CPA); or
- (2) within 3 months of entry of the national stage; or
- X (3) before the mailing of a first Office Action on the merits;
- (4) before the mailing of a first Office Action after the filing of a request for continued examination (RCE) under §1.114;
- (5) as part of a continued prosecution application (CPA); or
- (6) during the period of a suspension of action for a CPA under 37 C.F.R. §1.103(b).

 II. This statement is believed to require a fee or the submission of a certification under 37 C.F.R. §1.97 (c) or otherwise. If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application (other than CPA); (2) three months beyond the date of entry of the national stage as set forth in §1.491 in an international application; (3) the mailing of a first Office Action on the merits; (4) the mailing of a first Office Action after the filing of a request for continued examination under §1.114; or (5) after the filing of a request for a continued prosecution application, but before the mailing date of the earlier of a final office action under §1.113, a notice of allowance under §1.311 or an action that otherwise closes prosecution in the application, then:

- (1) a certification as specified in §1.97(e) is provided below; or
- (2) a fee of \$180.00 as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

_____ **III. 37 C.F.R. §1.97(d).** If this statement is being filed after the mailing date of the earlier of a final office action under §1.113, a notice of allowance under §1.311, or an action that otherwise closes prosecution in the application, but before payment of the issue fee, then:

- _____ (1) a certification as specified in §1.97(e) is completed below; and
_____ (2) a fee of \$180.00 as set forth in §1.17(p) is authorized below, enclosed, or included with payment of other papers filed together with this statement.

X **IV. Fee Authorization.** If any fee is due for consideration of this Information Disclosure Statement and full payment has not been submitted herewith, regardless of which boxes have been checked above, the Commissioner is hereby authorized to charge any additional fees associated with this communication to Deposit Account No. 22-0350. The Commissioner is hereby authorized to credit any overpayment associated with this communication to Deposit Account No. 22-0350.

If paragraph II.1 or III is checked, also check one of the paragraphs below

_____ I hereby certify, under 37 CFR §1.97(e)(1), that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the date of the filing of this information disclosure statement.

_____ This communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.

_____ I hereby certify, under 37 CFR §1.97(e)(2), that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

For the purpose of this certification, Applicant considers the PCT International Search Authority to constitute a foreign patent office.

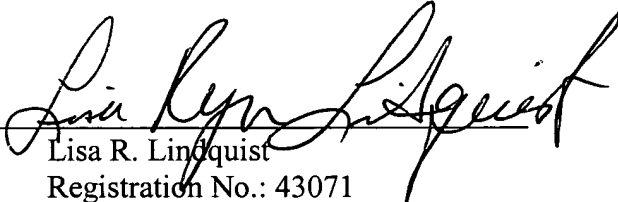
If this Information Disclosure Statement has been submitted without the appropriate box checked, Applicant requests that this Information Disclosure Statement be considered nevertheless if it is timely submitted under any of the provisions of 37 C.F.R. §1.97 or otherwise. Finally, if any petition is necessary to ensure consideration of this Information Disclosure Statement, Applicant requests that this be treated as such a petition.

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

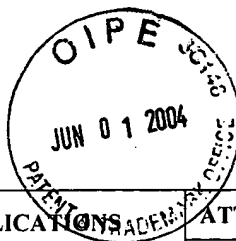
Date: May 27, 2004

By:

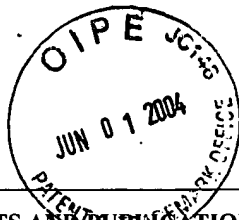

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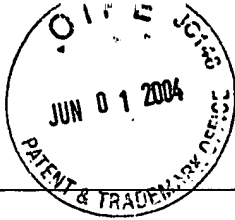
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LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)				ATTY DOCKET NO.: S63.2B-11023-US01		APPLICATION NO.: 10/767985	
APPLICANT: Mark Edin, Daniel Perreault and Bruce Asmus				FILING DATE: January 29, 2004		GROUP: Not Yet Assigned	
REFERENCE DESIGNATION				U.S. PATENT AND PUBLISHED APPLICATION DOCUMENTS			
EXAM'S INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS/ SUBCLASS	FILING DATE IF APPROPRIATE	
	AA	2002/0035774	3/28/02	Austin, Michael	29/516		
	AB	2002/0116045 A1	8/22/02	Eidenschink, Tracee	623/1.11		
	AC	2002/0128966 A1	10/03/02	Motsenbocker, Tom	29/516		
	AD	2002/0138966	10/03/02	Motsenbocker, Tom	29/516		
	AE	2002/0163104	11/07/02	Motsenbocker, Tom	264/320		
	AF	2003/0192164	10/16/03	Austin, Michael	29/505		
	AG	3695087	10/03/72	Tuberman	72/402		
	AH	4567650	2/04/86	Balyasny et al.	29/822		
	AI	5243846	9/14/93	Davis et al.	72/402		
	AJ	5261263	11/16/93	Whitesell	72/410		
	AK	5715723	2/10/98	Owens	72/402		
	AL	5725519	3/10/98	Penner et al.	606/1		
	AM	5738674	4/14/98	Williams et al.	606/1		
	AN	5752405	05/19/98	Gerst et al.	72/312		
	AO	5810873	9/22/98	Morales	606/198		
	AP	5836952	11/17/98	Davis et al.	606/108		
	AQ	5920975	7/13/99	Morales	29/282		
	AR	5931851	8/03/99	Morales	606/194		
	AS	6009614	12/28/99	Hoshiya et al.	705/30		
	AT	6018857	2/01/00	Duffy et al.	29/407.01		
	AU	6051002	4/18/00	Morales	606/108		
	AV	6063102	5/16/00	Morales	606/198		
	AW	6074381	6/13/00	Dinh et al.	606/1		
	AX	6082990	7/04/00	Jackson et al.	425/517		
	AY	6108886	8/09/00	Kimes et al.	29/280		
	AZ	6125523	10/03/00	Brown et al.	29/519		
EXAMINER			DATE CONSIDERED				
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							



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REFERENCE DESIGNATION				U.S. PATENT AND PUBLISHED APPLICATION DOCUMENTS			
EXAM'S INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS/ SUBCLASS	FILING DATE IF APPROPRIATE	
	AA	6141855	11/07/00	Morales	29/516		
	AB	6167605	1/02/01	Morales	29/282		
	AC	6202272	3/20/01	Jackson	29/235		
	AD	6240615	6/05/01	Kimes et al.	29/516		
	AE	6306141	10/23/01	Jervis	606/78		
	AF	6309383	10/30/01	Campbell et al.	606/1		
	AG	6352547	3/05/02	Brown et al.	606/198		
	AH	6360577	3/26/02	Austin	72/402		
	AI	6387117	5/14/02	Arnold, Jr. et al.	623/1.1		
	AJ	6510722	1/28/03	Ching et al.	72/402		
	AK	6568235	5/27/03	Kokish	72/402		
	AL	6629350	10/07/03	Motsenbocker	29/283.5		
	AM	6651478	11/25/03	Kokish	72/402		
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	AP						
	AQ						
	AR						
	AS						
	AT						
	AU						
	AV						
	AW						
	AX						
	AY						
	AZ						
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UNPUBLISHED US APPLICATIONS NOT RELATED BY PRIORITY (COPIES ENCLOSED)		ATTY DOCKET NO.: S63.2B-11023-US01		APPLICATION NO. 10/767985	
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		FILING DATE: January 29, 2004		GROUP: Not Yet Assigned	
FOREIGN PATENT DOCUMENTS					
		DOCUMENT NUMBER	DATE	COUNTRY	
	BA				
	BB				
	BC				
OTHER ART (Including Author, Title, Date, Pertinent Pages, Ect.)					
	CA				
	CB				
UNPUBLISHED US APPLICATIONS NOT RELATED BY PRIORITY					
EXAM'S INIT.		APPLICATION NO.	FILING DATE	INVENTOR(S)	
	DA	10/788,088	2/26/2004	Jan Weber and Tracee Eidenschink	
	DB				
	DC				
EXAMINER				DATE CONSIDERED	
EXAMINER: Initial if application considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.					

US APPLICATIONS RELATED BY PRIORITY (COPIES NOT ENCLOSED)		ATTY DOCKET NO.: S63.2B-11023-US01		APPLICATION NO. 10/767985		
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		FILING DATE: January 29, 2004		GROUP: Not Assigned		
US APPLICATIONS REALTED BY PRIORITY						
EXAM'S INIT		APPLICATION NO.	FILING DATE	PATENT NO.	INVENTOR(S)	FORM 1449/892 ENC
	EA					
	EB					
	EC					
EXAMINER				DATE CONSIDERED		
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